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DATE: May 19, 2004

**FROM:**

Michael J. Setter, Reg. 37,936

**TELEPHONE:** (303) 938-9999 ext. 13**NUMBER OF PAGES (including this page):**

10

**EMAIL:** msetter@dsoblaw.com**TO:****TELEPHONE:**Mail Stop: Amendment  
United States Patent and  
Trademark Office**RE:****FAX:** (703) 872-9306

Application No. 09/899,583

Filed: 7/6/2001

Art Unit: 2665

Examiner: Steven H. D. Nguyen

Inv.: Norman

Docket No. 1226a

**MESSAGE** Attached are the following:

1. Transmittal (one page);
2. Response to the Office Action dated February 20, 2004, (8 pages).

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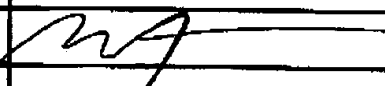
PTO/SB/21 (04-04)


Approved for use through 07/31/2005. OMB 0651-0031  
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|  |   |                        |                                   |
|--|---|------------------------|-----------------------------------|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |   | Application Number     | 09/899,583; Confirmation No. 5290 |
|  |   | Filing Date            | 07/08/2001                        |
|  |   | First Named Inventor   | Charles William Norman            |
|  |   | Art Unit               | 2665                              |
|  |   | Examiner Name          | Steven H. D. Nguyen               |
| Total Number of Pages in This Submission   | 8 | Attorney Docket Number | 1226a                             |

| ENCLOSURES (check all that apply)  |  |  |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Technology Center (TC)<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s)<br><i>(please identify below):</i> |
| <b>Remarks</b><br>It is believed that no fees are due in this matter. However, if it is determined that fees are due, the Commissioner is authorized to debit Deposit Account No. 21-0765 for the required fees.   |  |  |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |   |
|--|---|
| Firm or Individual name                    | Michael J. Setter, Reg. 37,938  |
| Signature                                  |  |
| Date                                       | 5/19/04   |

| CERTIFICATE OF TRANSMISSION/MAILING   |   |      |         |
|---|---|------|---------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. |   |      |         |
| Typed or printed name   | Laura S. Mellblom   |      |         |
| Signature   |  | Date | 5/19/04 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**Practitioner's Docket No. 1226a**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Charles William Norman

Application No.: 09/899,583

Group No.: 2665

Filed: 07/06/01

Examiner: Steven H. D. Nguyen

For: Method and System for Transporting a Secondary Communication Signal with a Primary Communication Signal

**Mailstop: Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450**

**Response to Office Action**

**Introductory Comments**

In response to the Office Action dated February 20, 2004, please consider the following remarks.

*20  
Response  
5-2K-OK  
mg*